JUDD GIVEN A GRUELLING TESTON STAND

(Continued in Next Issue.)

Herm Davis was part owner with Erbacher. "It was wide open in 1907-08 Judd said "and latter one had to rap on the door to get in. . There were ninettn other places run wide open in fall of 1907.

McNett Objects.

An objection was made at this juncture by Attorney McNett on grounds that the question was not in keeping with the ruling of the court on the original petition in that it was not sufficiently specific and that the places alluded to were not mentioned in the petition. Senator Cosson replied that the actions of the defendant while mayor whether before the present statute became effective or not, is being considered by the prosecution. A motion at the suggestion of the court, to strike was then made by Attorney McNett and it included all testimony of the witness relative to gambling houses except where the name and location is mentioned and that dealing with existance of such place prior to March 27, 1909 when the Cosson law became effective.

Liquor Sold in Houses. The witness then testified to liquor being sold in the gambling houses and told of some places, where, being located over a saloon, an elevator was operated that conveyed the money or chips down to the saloon and the drinks were thus brought up to the players. "There were others where a bar was located in the gambling room," said Judd, "and others again where the drinks were brought from a saloon across the street by a house man for the gamblers." He acknowledged having both played in these houses and drank there after 10 p. m., and on Sundays and stated that he saw police there in uniform drinking on Sunday and after 10 p. m. Names Houses and Games.

He described the George Wollett place as located in the upstairs of one an entire floor. It was fitted with two crap tables, two roulette tables, one faro bank, two stud poker and one draw poker tables during 1907 and 1908. He cald that it could be supported by the cald that it calls be supported by the call that it calls of the Mecham buildings, occupying He said that it operated continuously for about a year. He also said he knew W. B. Floyd had a gambling room over the Ottumwa had one crap table, one roulette in his case and a paper table, two faro banks, two draw poker signed by the above persons and a reand one stud poker tables the same ceipt were also shown. After the wityear as Wollett operated. He told of ness had acknowledge the genuineness one located over the Derby saloon which he visited night before last, but did not give the name of the operator of the house. The place contained two roulette tables, a faro bank, bird cage and poker tables. He entered by way of the Mingus restaurant and through a door there he mounted the stairs leading to the gambling room two flights upward and that five or six continued: persons were there.

Hear Click of Chips. Corn Exchange building on South Market street was next mentioned by the witness as having run during 1907 and 1908. This place had a roulette table, a crap table, two poker tables were used did not know the name of the operator. This was said to run during the fall and summer of 1907. He could not remember the amount of the paraphernalia. The Booth place on East Second street, alluded to last evening in his testimony, was again told of, and the witness, who said that the basement beneath No. 109 East Second street, as well as the upstairs room over the saloon at 111 East Second street, were used by this house for gambling during l 1907 and 1908. He said that craps, roulette, klondike and the old army game were played in the basement and one could hear the click of the chips while passing, and if the windows or door happened to be open one could see the influence v.th anybody. The witness games. Also that the paraphernalia upstairs consisted of poker and roulette Policeman at Banquet.

he had attended a banquet given the reason he aid not tell Runkin, Darner patrons by the house during January or anyone else about the transaction date. He said there were some fifty want anyone to know he did such a persons present and he was one of thing. He said he used his influence the number. He declared that a police-man came upstairs and ate, after Woollett and said that if the money which he left. He said there was beer was not forth-coming, he would not served at the banquet and that both have done it as he worked for money draw and stud poker was played dur. the same as his questioner did. A Ing the occasion. "At this time," said the witness, "I knew of no other places than Floyd's where gambling was go-

who instructed the reporter to made ness to answer. The witness said ing poker. He said he never spoke to that he had played pea pool at the Officer Black or Beeman about it. Davis place and described the game by saying that small balls numbered

pot. He said he saw as high as a dol-"Some appeared as young as sixteen years of age," said the witness. He told of the practice of shaking dice for merchandise in cigar stores, saythe practice was carried on and did not know of any where it was not

Mitchell Takes Witness. if he was not a blackmailer as well and if he did not blackmail George Wollett to the extent of \$225 in trying to squelch a case for the latter. He

featured stud and draw poker in 1904, but never played at craps with negroes nor in Smoky Row. He said he never played the wheel of fortune, but tried Klondike while Tom Pickler was mayor, in a place on Battle Row. He played some craps, stud and draw poker and the roulette and Klondike once or twice. During 1905 and in 1906 the places were closed but the witness said he got in by giving the alarm. The places visited were Pasnau's in a place on Second street, the Kaiser building, two or three places on Main street, at the Ballingall basement, the Derby, a place across the

Offers Exhibits. At this juncture Judge Mitchell introduced six-exhibits, among them being the testimony of the witness betinued or leinency shown him. The check for \$150, from Woollett to Judd to pay for the work of the latter in using his influence with Attorney W. W. Rankin and Frank Darner in aidof his signature and of the exhibits produced, Judge Mitchell asked:
"Is it not true Mr. Judd, that aside

from being a common tin horn gambler you are a blackmailer as well, and that ou blackmailed George Woollett out Objection was made by the prose-

"How much of this \$225 did Rankin get and how much did you give to

ceds?" The witness said he tole Woollett that for the amount stated he would do what he could to have his case fixed through the Law and Order ofously for about nine months. He also ficials. He also said that he talked with Darner and Rankin and that the erated over the Brennan saloon, but only reason why he did not have the name of the late Capt. Hutchinson on the paper was because of his serious illness. At this junction Judge Mitchell asked the witness if he really thought that Capt. Hutchison would permit such as he to enter his private office. A storm of objection from the other side caused the examiner to state, "I will withdraw that question for it seems to hurt the gentleman's Wanted Darner's Influence.

Asked why he called upon Frank Darner regarding the Wooliett case, the witness replied, "for his influence" at which Judge Mitchell wanted to know if Frank Darner really had any stated that ne told Darner and Rankin substantially the same story, it being that Woollett was a cripple and an intelligent man, and if let out of this When asked if there was ever a case he would cut out the business special occasion held by this gambling entirely. Also that his roor was not house for its patrons, where they were run on Sunday and but few games entertained, the witness related that were played there. He said that the of 1909, but he was not clear as to the with Woollett, was because 'e did not short intermission followed.

/ Names Some Players. Upon resuming court the witness

was asked when he had talked to John Minors Play Pea Pool.

At this juncture Attorney Fletcher night Mr. Gray and Attorney Fletcher Gray about the case and said that last turned his questioning on the billiard met him in his office. Judgo Mitchell and pool halls and asked if the witness asked him if there were any poker ever saw games being played there for tables at the time in his office. Asked money, to which an affirmative was if he remembered seeing Gray in any made. Judd said that he frequently of the gambling houses when the latter went to Herm Davis' place on South was chief of police, he admitted after Market street, the Colonial, Hutch- objection that he had. Asked who He asken the witness if he knew for were talked of by persons who played. Ison's and Jim Griffin's places during were in the gambling house near the certain whether the mayor took one-the last year and saw persons play- Mingus restaurant when he visited half or one-quarter onuce of whiskey lost by a pair of deuces or won by aces ing for money. A motion was here there Monday night he said there were at a time, and could he tell if he had up, etc." He said he saw the mayor made by the defense to strike. This several and named Tom Shea, Frank taken a table-spoonful of liquor and the play pool there and that the mayor was treated like all such by the court Ray, Sam Coleman, Banty Simmons, balance of water, in fact just how was present when he (Judd) played Col. Manns and two others whom he much liquor did he see him drink? with dice with the proprietor and won a note and the court reserved judg-did not know. He said he was mearly The witness answered he was not \$6.40, beginning with a twenty cent ment until later, permitting the wit- visiting and watching these men play- sure as to the exact quantity.

Harry Shreeve Testifies. Following Thomas H. Pickler on the are given the players who make up stand yesterday, was Harry Shreeve tribution to the baseball fund be John Booth on East Second street, a jack pot and the first person putting a laborer who stated that he had re- cause he was president?" in the ball that corresponds with the sided in Ottumwa 37 yeras and knew small sphere held by him, wins the Mayor Phillips. His testimony partly one reason, but that a few years ago as proprietor. The Derby saloon build-He saw a policeman present in corroborated Mr. Pickler's in regard he gave the mayor a check for thirty ing was mentioned and George Cloyd near Cordova where they are making this billiard hall while pea pool was to the quarrel in the saloon. Shreeve dollars for that purpose. He said named as its owner for a few months. being played. He likewise told of anstated that he saw the mayor drink he made affidavit at the request of At-

by the player wins for him the jack that Myers said he did not know service on police force under Mayors lar made the sum of the player's part and the old man, slapping Mayor a trifle uncertain about dates and to the pot and that he saw persons he Phillips on the shoulder, had taken drunk. believed to be minors playing these about forty glasses the night before. Shreeve futher testified that he had ing that he knew of four places where badly excited and talked very loud.

On cross examination by Attorney been an extra member of the police force on May 6, a year ago, and had The evidence up to this time proved been discharged by Chief of Police the most damaging against the de- Gallagher for getting drunk. Senator fendant that had been offered, but Coson asked him whether Phillips Judge Mitchell for the defence began was intoxicated and Shreeve answered cross examination of the witness and in the affirmative. On futher cross did not spare Mr. Judd in any par- examination by Attorney Mitchell the of Attorney McNett in the cross exticular. He asked him point blank it witness admitted that he was drunk aside from being a tin horn gambler, at the time and had been drunk previously.

Saw Mayor Take Whiskey asked the witness his Christian name ing in the Ottumwa Exchange saloon and was told Henry David Judd. Tho on Market street and seeing Mayor witness said that except for a year Phillips in there with a number of and a half spent in Waterloo in 1899 other men. He testified that he heard and 1900 that he lived in Ottumwa the mayor call for Old Taylor whiskey since March 17, 1897. He told the and saw him take five or seven glasses. court that he began going to gambling He said that Mayor Phillips was in houses in 1902, at which time there clined to be poisterous and seemed were but two on South Market street to be under the influence of liquor. he frequented. He said he On cross examination, Whitney stated specialized on poker and attended the that John Gray rad told him that he sittings about every two or three was going to subpequa him for a witweeks and some times played all day ness. When asked by Judge Willcockand again all night. The same son to testify whether Phillips was answer were made regarding 1903. He drunk or not he stated that Phillips tongue was thick and it looked though he was intoxicated Names Another Date.

I. P. Spainsower living on Pine street was the next witner. Spainhower testified that he saw Mayor Phillips drunk about Christmas time but could not remember the date. He stated that he saw ! hillips i . ront of the Elk's building on Green street and that he was talking loud and wobbiing, but was not using profane language. He asserted that he had never seen him intoxicated any other time. On cross examination the mayor, Tom Keefe and Mr. Hoffstreet and at Brennan's. That he played at all of these places during to the time of seeing Mayor Phillips halls and saloons to which he analysis as often as two or three times a 1906 as often as two or three times a on Green street about Christmas, Spainhowes stated that he could not recognize an one with Phillips as it was dark and snowing hard. He said that Mayer Phillips was superintendnig the filling of baskets of fruit given by the Elk's to the poor people of the city and that he was hauling the pro-

Kerting Testifies. Mr. Spainhower was followed on the witness stand by W. H. Keating who stated that he was engaged in the real estate business and had lived in Ottumwa nineteen years, and knew Mayor Phillips. Mr. Keating testified ed that he saw Phillips at the corner Citizen's bank. He said that another animated conversation. Mr. cution but attorney for the defense thought was Sheriff Jackson. Keating or not. said that he 1:d not hear the Mayor's conversation but the way he was walking was what attracted his attention.

Did Not Think Him Drunk. stated that he saw the defendant step Phillips laughed when the hose would nothing during the time he passed the material off the street and splashed from the defendant as the latter passteadiness of his gate and that more the influence of liquor, but he would not say the mayor was drunk.

Said He Talked Loud. Dr. E. F. Lowry thought the mayor drunk a few days after his last election to the office. He told of hearing Phillips and two men on East Second street in conversation. He said his attention was directed to the mayor by Phillips' loud talking and gestic-

Drink at Bar. The witness said he left his house and went out to the sidewalk, the mayor having gone out into the middle of the road and saying to the men: "G d them, of course I'm elected; by G they can't beat Again this spring, in April, me." Again this spring, in April, and that after coming out of the sa-May or June, Dr. Lowry said he heard loon he did not notice anything that the defendant, while flushing the looked like drunkenness in the mayor's streets, use loud and profane language, but was unable to name anyone residing in the city whom he heard the mayor curse. He said that the mayor was holding the hose and directing the work and heard him say directing the work and heard him say his usual actions." The witness stated to some man: "Get out of my way that Attorney Fletcher and Gray called - d- you. Get out of there with that horse and buggy." He said of the case. that he had on several occasions seen the mayor drink at the bar, principally at Kaisers. He said that he could not say that he had seen him intoxicated at other times.

Foil For Mitchell, Judge Mitchell, in cross examination, asked the witness if ne smelled asked by the council for either side. the mayor's breath, or how did he He told of the defendant's being in the know that he was intoxicated, and if he know better than the men working with the mayor on the street as to whether he was intoxicated at the time was present when gambling affairs affairs down Rigdon's cheeks and he was present the witness if he know for

"Was it not because he was mayor and you wanted to be that you watched him," asked Judge Mitchell. "Did you not refuse to give a con-

The witness stated that that was Laclede, where Ben Holly was named other game of pool known as "pay five or six glasses of whiskey while torney Siberell and that John Gray years ago there was for a long time ball" wherein money is pooled in a in the saloon, Claude Myers took one asked him if he had seen Tom drunk, a wide open town and anyone could lack pot and the balls numbering 5, drink and started to go out. When and that he supposed Gray told Sib- play that so desired.

10, and 15 when put into the pocket asked if he wanted another he asserted erell about him seeing the mayor whether he did or not, saying that he Phillips, Pickler and Waterman was

Attorney Lloyd Duke testified having watched the mayor and his heard the mayor swear at Gray several men flushing Market street and said times.He told of Joques interfering that when a man with a heavy dray and said that the mayor seemed to be crossed over the hose, he heard the mayor who was directing the work say, "Hey! G-Mitchell, Shreeve testified that he had you not to do that. Now I've a notion to throw you in jail." Saw Mayor Drink.

Charles Allen who said he had seen

service on the police force under Mayors Phillips, Pickles and Waterman was a trifle uncertain about dates and was quite annoved by the persistence amination. He said he had known the defendant since about 1879 when he railroaded and the defendant was located at Cleveland. He also watched W. A. Whitney a painter was the next | the mayor flushing the streets and was witness on the stand. He told of be- satisfied that he was intoxicated because he wiggled when he held the "The day before this" said the witness "when Phillips was flushing the street near the Ballingall hotel, I saw him enter the hotel bar four or five times and take a drink." cross examination Allen said that he had been an inmate of the inebriate hospital twice, stating to the court that he went of his own accord the first time, and, getting into trouble after he returned home, was sent back to the institution in 1908. He left the railroad service by his own free will in 1893. He said John Gray asked him to make an affidavit and was in Siberell's office when the affidavit was prepared. He said the mayor was talking loud and that he always wanted everyone to hear him. Said Found Mayor Drunk.

Upon redirect examination by At torney Fletcher the witness stated that several years ago, he found the defendant drunk in the stairway that led to a gambling house above the Derby saloon. He said that he as a policeman frequented almost every night both the saloon and gambling house and when retiring the court asked him if at that time the mayor

Appeared Unsteady.

A. J. Kobel stated that he knew the mayor by sight only and that he has been a resident here but a few years. He said on the evening of April 30 he saw the mayor and Mr. Jackson walking with arms locked, and remarked to W. H. Keating that it looked like the mayor had a jag. He would not commit himself to the statement that the defendant was drunk, but said he looked like he was under the influence

that he saw Phillips on April 30 and thought he was intoxicated. He stat- looked like he was under the inbuence of liquor, and deploring the sight, J. W. of Market and Second streets and that Telfer testified that he turned his back he the mayor was reeling from one side so as not to view the spectacle. He did of the walk to the other. When cross not know that the defendant was examined by Attorney Mitchell he drunk, only saw him step up to the stated that it was about 6 o'clock in sidewalk and take a few steps, and the evening and that it was near the gesticulate with one hand like one in man was with Mr. Phillips whom he could not say if Phillips talked loud

Darner Thought Him Drunk.

L. M. Darner said he watched the mayor for two, three or five minutes, Darner? Did you not go to Rankin because you were to split the pro the corner and go up third street. hose in flushing the street, led him to Charles Chilton the next witness think the mayor was drunk. The way upon the sidewalk but heard him say unloosen and cast up a chunk of frozen building before which the witness muddy water on the curious spectatstood. He said he was about ten -et ors was also said by Darner to indicate that the mayor was drunk. sed and was impressed with the un- knew one man who saw and heard the mayor cursing that day. He gave the than anything else, he claimed, caused name of Charley Lewis, who resides him to think the defendant was under seven miles from town, but of the sev-

recollect any names. Jackson Didn't Know.

Abe Jackson was the next witness and he disclosed nothing of value to the prosecution in that he seemed to have been subpoenaed on supposition. He claimed he entered the saloou known as the Ottumwa Exchange on the day the trouble related by ex-Mayor Pickler occurred. He said he himself. saw a number of gentlemen there but walked by them to the toilet, and re turning, stopped at the end of the bar had not seen nor heard any trouble at his home to find out what he knew

Judd Testifies of Gambling.

H. D. Judd on the witness stand, showed a finished knowledge of the gaming haunts of Ottumwa and re-lated descriptions of the games and ter and Rigdon, in the room where the the table used until the court told him he need not go into details unless bet and by doubling it until it reached the sum named, when he won the bet and quit. He described minutely the old Kaiser place, the rooms he said, were operated by Tom Sumner and and the place in the third story of the

The Big Joint Celebration

One Day, Thursday, July 28, At Caldwell Park

Southeastern Iowa Modern Woodmen Picnic in Conjunction with

18th Annual Picnic John Morrell & Co. Employes

Everybody Invited. A Good Time for Everyone. Something Doing Morning and Afternoon.

The Big Parade leaves City Park at 11 o'clock. At noon a genuine Big Basket Dinner will be held at Caldwell Park. Hear the famous Fifty-Fourth Regiment Band, who have been engaged for the day. Woodmen Drill, Team Contests, Log Rolling, Tug of War, Potato Race—in fact, there is plenty of amusement on the program for the afternoon's entertainment.

\$190 in Prizes for the Best Drilled Teams

Base Ball Game starts at 4:15-Ottumwa plays Kewanee. Make arrangements to be in Ottumwa for we're going to have a great time.

> F. L. DAGGETT, Secretary. W. J. BERRY, Assistant Sec.

RIGDON CASE

CHICAGO POLICE WORKING ON THEORY THAT DEADMAN DID

seven miles from town, but of the several who live here in the city who heard the mayor cursing, he did not recollect any names. did not shoot himself will be investigated by the police. This decision was

than a business dispute.

A theory gained credence among the police that the bullet causing Rigdon's

A picture of a baby boy, accompanied by a single sheet of paper, written, apparently, by Mrs. Annie Young and addressed to Charles W. Rigdon, deoutside of the circle that centered scribing the child, and found yesterday firm concussion of the brain and may about the defendant. He claimed he in a bundle of love letters from Mrs. die. Charles W. Granger, a railroad en-Young to Rigdon, discovered in John Gineer was driving the machine. He C. Fetzer's office, where the fatal shooting affair took place last Friday, in which Rigdon was killed and Mrs. in which Rigdon was killed and Mrs. against him.

> the child. Additional mystery was cast about the affair when it developed that a fourth person, a dark, heavy set man, is belived to have been present in the room at the time of the shooting.
> Mr. Fetzer declares there were but

shooting took place.

Weeps at Sight of Picture.

Two days before the shooting Rigdon Jonghe hotel leaning over a heard to mutter, "The poor baby!"

When he he saw he was observed he ingrily tore the picture to picture angrily tore the picture to pieces and pushed the pieces into his pocket.

RICHE WELL PLEASED

Engineer in Charge of Des Moines River Survey Says Results

Are Excellent. Major Riche of the Rock Island division of government engineers is inspecting the preliminary survey work of the Des Moines river south of Des Moines: He has joined the engineers day from Rock Island and reported that the survey work was progressing A. Odenwalder & Co. nicely and that excellent results were

GIRL SWALLOWS CARBOLIC ACID

NOT KILL HIMSELF.

reached following the discovery of a reached following the discovery of a swallowing about half an ounce of carnumber of letters from Mrs. Young to belle soid. Rigdon, indicating that the shots were the result of a lovers' quarrel rather called and rendered medical aid and such a diseased condition that comp-

death was fired by some one other than

stationery, covered with writing about

VERA WELCH TAKES POISON WITH SUICIDAL INTENT-WILL RECOVER.

zMiss Vera Welch, the faurteen year old daughter of Mr. and Mrs. A. N. Welch, 825 West Main street, attempted suicide this morning by the young girl is on way to recovery. No motive is known for the act.

Run Down by Auto; May Die.

Dubuque, July 20.-Alice Hughes, age six years, was run down by an automobile last night. She is suffering fi m concussion of the brain and may ing. Read the following letter from

Paint Your House

If you want it to last longer and be worth more, paint it with Bradley &

Vrooman Pure Paint.

It's full measure -full value—absolutely pure-complying with all requirements of all State Paint

Made of pure Carbonate of Lead—pure Oxide of Zinc and pure Linseed

A long wearing,

economical paint, guaranteed to be superior to any other mixed paint. Cannot be duplicated by hand mixing.

Ottumwa, Iowa.

Four Weeks Treatment Calls Forth Praise

That treatment is the best which affords prompt relief while building up

Thousands of people suffering with pain in the stomach, belching, sourness and constination, are taking one patent medicine after another trying to get relieved. They never can get relief, because aside from the pernicious drugs used in many patent medicines, no correct diagnosis has been made of their condition by a competent specialist. Therefore they are pursuing a hit or miss plan for cure.

This form of treatment is very inetent skill will not avail.

You who read this article will have no excuse if you neglect seeing Dr. Benj. E. Strickler, the specialist, who has made a national reputation in treating cases of stomach trouble after prominent physicians have given up as hopeless these cases of long stand-Mrs. Spurgeon, whose home is in Sheridan. Wyoming, but who has been visiting with relatives in the city for the

Dr. Strickler, Dear Doctor.—I am glad to say that after one month's treatment I feel greatly benefited. Have suffered with cramps, dizziness, headaches and terrible pains in the pit of my stomach. also a double rupture. I have been steadily improving since beginning your treatment. Thanking you for what you have

done for me I am sincerely yours, Mrs. J. C. Spurgeon Dr. Benj. E. Strickler is one of the

oldest chronic disease specialists in the state of Iowa. His modern equipped offices are located over 105 South Market street, Ottumwa, Iowa,

He does not take incurable cases, but he urges you to call, as his examination, consultation and advice are free to all.

IOWA PROPERTY INCREASES.

State Auditor's Report Shows Tax-able Land in lowa Greatly In-creased Over Two Years Ago. Des Moines, July 20 .- The state audtor's reports show a total valuation of land in Iowa as \$693,000,000 divided as follows: Farm land and town lots—\$490,000,-

Personal property—\$133,000,000.
Railroad property—\$63,000,000.
Express, telephone, car line—\$7,000,-

The state taxes will amount to about The state taxes will amount to about \$2,358,000 this year. Two years ago the total value of property was \$667,000,-000, showing an increase.

Ohio Student Suicides.

Decatur, Ind., July 20.-Leyton Potter, aged 25, a student of Oberlin, Ohio committed suicide late last night at Steele park by shooting himself. A love affair is supposed to be the cause.